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103. The vehicle security system of Claim 95 wherein said antitheft apparatus includes an alarm device activated by said control unit for generating an alarm when an attempted intrusion is detected by said sensor apparatus while the antitheft apparatus is armed.

REMARKS

Applicant has canceled all pending claims, and has added a new set of claims for consideration in this continuation application. This action has mooted all pending rejections to the application, including the rejections under Section 112 and Section 103. Nevertheless, applicant is also submitting herewith declarations of Carl Angotti and Ze'ev Drori, which further support the enablement of the invention.

In the final rejection of the parent case, the Examiner has asserted that: "Essential material has not been provided by incorporation by reference to U.S. patents and by submission of software program in order for the functionally disclosed control unit 14 and microprocessor 142 to have the claimed capabilities features at pages 20-22 of applicant's response, items numbered 4, 8, 9, 10, 11." The final action did not specify which response is the subject of this assertion, but applicant believes that the reference is to applicant's response filed April 25, 1988, in the parent case, serial number 07/094,395. Item 4 of that response concerns the feature of reception of two successive valid codes in order for the system to recognize that a valid code has been received. Item 8 concerns the feature of automatically terminating the program mode after a pre-established time delay. Item 9 concerns the feature of a remote control access system wherein one transmitter enables access to a first area while a second transmitter enables access to a second area. Item 10 concerns a system

49

wherein the transmitter is capable of transmitting a plurality of different encoded signals, and the system can be armed and disarmed only by receipt of each of the plurality of encoded signals. These features are not included in any of the claims now at issue, and so enablement of this features is not at issue.

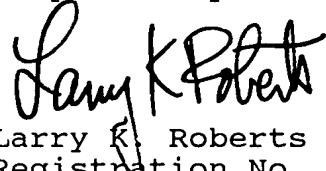
The Examiner has asserted that the encoder unit (16), control 14, microprocessor (142) are not "specified as to known commercial design product or the like." These elements were all well known in the art at the time of applicant's filing date. A patent application is not required to set out that which is well known. In re Wands, 8 USPQ 1400, 1402 (Fed. Cir. 1988). The declaration of Carl Angotti submitted herewith describes exemplary encoder units and microprocessor and related elements which were available to the skilled artisan. Thus, there is no requirement that applicant's specification set out particular known commercial encoder units or microprocessors.

The Examiner has asserted that the specification lacks certain software specification: "Absent is essential software specification to provide basis for many of the claimed functional features, those of claims 29 (iii), 30-36, 38 (the M-bit, N-bit code functions) 40-43, 44 (the microprocessor operations and means), 45-50, 51 (the arming/disarming functions and access functions), 52 43 (the programming mode and receiving mode functions), 54 (arming/disarming functions) : 55-60." These matters are mooted by the amendment of the claims, and are further addressed by the evidence set out in the Angotti and Drori declarations. Applicant notes that the claims specified in this ground of rejection were cancelled, by the preliminary amendment filed November 4, 1991, in a parent case, serial number 07/719,095. The previous amendment cancelled all pending claims, and added claims 64-94.

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In view of the foregoing amendments, applicant submits that the application is in condition for allowance. Such favorable action is solicited.

Respectfully submitted,



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Larry K. Roberts  
Registration No. 28,464

Roberts and Quiogue  
P.O. Box 8569  
Newport Beach, CA 92658-8569  
Telephone (714) 640-6200  
Facsimile (714) 640-1206